

REMARKS

Claims 1 to 7 are in the case.

Claim 1 has been amended to overcome the informality objected to in paragraph 1 of the Office Action.

With this amendment, Applicant has carefully rewritten Claim 1 in a manner which is believed to now clearly define over the prior art cited by the Examiner. In particular, Claim 1 has been clearly limited by utilizing the term "consisting essentially of". Claim 1 has also been amended to state that only first and second wings extend upwardly from the shovel and that the front surface of the blade continues uninterrupted except for a first portion where the handle joins the blade.

It is respectfully submitted that the above limitations clearly and patentability differentiate the shovel and blade of the present invention from what is shown in the prior art wherein a center wing is required.

The reason why this arrangement is important is for the proper functioning of the shovel when it is used for cutting sod and trenches. It is clear that the shovel of U.S. Patent 6,338,511 would not be suitable for this purpose.

It is now believed that this application is in order for allowance and such action is respectfully solicited

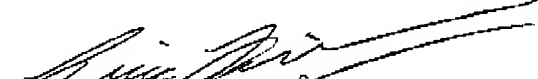
Respectfully,



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CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the Patents and Trademarks Office Fax No. (703) 872-9306 date set forth below.


Eric Fincham, Reg. 28,201

Sept 10, 2004
Date